

EIGHTEENTH DAY

(Monday, February 10, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Gandy
Allen	Garland
Allison	Gilmer
Alsup	Goodman
Anderson	Halsey
Avant	Hanna
Bailey	Hardeman
Baker	Hargis
Bean	Harris of Dallas
Bell	Harris of Hill
Benton	Hartzog
Blankenship	Heflin
Boone	Helpinstill
Brawner	Henderson
Bridgers	Hileman
Brown	Hobbs
Bruhl	Howington
Bullock	Hoyo
Bundy	Huddleston
Burkett	Huffman
Burnaman	Hughes
Carlton	Humphrey
Carrington	Hutchinson
Cato	Isaacks
Celaya	Jones
Chambers	Kelly
Clark	Kennedy
Cleveland	Kinard
Coker	King
Colson, Mrs.	Klingeman
Connelly	Knight
Craig	Lansberry
Crossley	Lehman
Crosthwait	Leyendecker
Daniel	Little
Davis	Lock
Deen	Love
Dickson of Bexar	Lowry
Dickson of Nolan	Lucas
Donald	Lyle
Dove	McAlister
Duckett	McCann
Dwyer	McDonald
Ellis	McGlasson
Eubank	McLellan
Evans	McNamara
Favors	McMurry
Ferguson	Manford
Files	Markle
Fitzgerald	Martin
Fuchs	Matthews

Mills	Senterfitt
Montgomery	Sharpe
Moore	Shell
Morgan	Simpson
Morris	Skiles
Morse	Smith of Bastrop
Murray	Smith of Atascosa
Nicholson	Spacek
Pace	Spangler
Parker	Stanford
Pevehouse	Stinson
Phillips	Stubbs
Price	Thornton
Rampy	Turner
Reed of Bowie	Vale
Reed of Dallas	Wattner
Ridgeway	Weatherford
Roark	White
Roberts	Whitesides
Rhodes	Winfree
Sallas	

Absent—Excused

Howard	Taylor
Kersey	Voigt
Manning	Walters

A quorum was announced present.

Prayer was offered by Reverend G. P. Comer, pastor of the First Methodist Church of Waco, as follows:

"Our Heavenly Father, we thank Thee today for Thy goodness to the children of men. We thank Thee for this great State in which we live, for its glorious history. We realize that we enjoy these wonderful blessings of this great commonwealth because of those who have gone before us and suffered privation and starvation and counted their lives not dear unto themselves to leave us this great heritage. We thank Thee for our freedom, for the land with the open Bible, for the home, the Church and the school.

"We pray Thee to bless and guide this State and our Nation in these difficult and crucial days. Bless this body of men and help them to put the people of the places they represent above their own personal ambitions and desires. Grant them wisdom and courage, lead our Governor and this great body of men and all those in places of public trust and responsibility in Jesus name, Amen."

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Manning for today on motion of Mr. Duckett.

Mr. Taylor for today, on account of military service, on motion of Mr. Klingeman.

Mr. Kersey for today on motion of Mr. Hartzog.

Mr. Howard for today on motion of Mr. Stinson.

The following Members were granted leaves of absence on account of illness:

Mr. Voigt for today on motion of Mr. Halsey.

Mr. Walters for today on account of death of his father, on motion of Mr. Gandy.

COMMITTEE APPOINTED TO ATTEND FUNERAL OF THE HON. WALTER E. JONES

The Speaker announced the appointment of the following delegation to attend the funeral of Hon. Walter E. Jones, a former Member of the House:

Hon. Magus Smith, R. H. Fuchs, Earl Huddleston, H. F. Howington, Members of the House of Representatives of the Forty-seventh Legislature, and Hon. E. E. Townsend, J. R. Young, W. M. Harmon, Conde R. Hoskins, former Members of the House of Representatives.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Dickson of Nolan, Mr. Bullock, Mr. Skiles and Mr. Voigt:

H. B. No. 307, A bill to be entitled "An Act requiring any person who cashes or receives a check or other negotiable instrument from another person whose identity is unknown to him to have the person cashing or passing such instrument place his

thumb print or finger prints on the check or other instrument; providing that such thumb print or finger prints shall be deemed in law prima facie evidence of the identity of such person; and declaring an emergency."

Referred to the Committee on Judiciary and Uniform State Laws.

By Mr. Dickson of Nolan, Mr. Bullock, Mr. Skiles and Mr. Voigt:

H. B. No. 308, A bill to be entitled "An Act amending Article 711 of the Code of Criminal Procedure of Texas so as to provide that the granting of a severance is within the discretion of the trial court; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Dickson of Nolan, Mr. Bullock and Mr. Skiles:

H. B. No. 309, A bill to be entitled "An Act enacting an article to be known as Article 776b of the Code of Criminal Procedure of Texas, to provide that sentence shall not be suspended in any felony case where the penalty assessed by the court or jury is a fine, or a jail sentence, or both a fine and a jail sentence; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Fuchs, Mr. Dove and Mr. Howington:

H. B. No. 310, A bill to be entitled "An Act to amend Chapter 7, Title 93, of the Revised Civil Statutes of Texas of 1925, as amended, pertaining to weight per bushel or barrel, by amending Article 5734; repealing weights per bushel, barrel, and cubic yard for certain commodities; defining the terms "ton" and "cord"; describing the method for stacking and measuring wood; repealing Article 5735 and all other laws in conflict herewith; and declaring an emergency."

Referred to the Committee on Agriculture.

By Mr. Burkett, Mr. Morris, Mr. Alsup, Mr. Crossley, Mr. Lowry and Mr. Bundy:

H. B. No. 311, A bill to be entitled "An Act requiring each State Department head, Personnel Director, Executive Secretary, or any other person having executive authority over any person employed in any department of this State, whether elective or appointive, to give each discharged employee a letter and a copy of order of dismissal; recording such order in the minutes of such department where said employee is discharged; providing penalty upon conviction; duration of time before dismissal; defining for cause; and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Hutchinson, Mr. Bell, Mr. Manford and Mr. Avant:

H. B. No. 312, A bill to be entitled "An Act amending Article 2843 of the Revised Civil Statutes (1925), of the State of Texas providing for a uniform free text book system, and declaring an emergency."

Referred to the Committee on Education.

By Mr. Pevehouse:

H. B. No. 313, A bill to be entitled "An Act amending Article 1208, Penal Code of Texas, to make it lawful to kill as a public enemy an instigator of any un-American activity within this State."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Lansberry:

H. B. No. 314, A bill to be entitled "An Act granting the Commissioners Court of Burnet County permission to pay out of the General Fund of said county bounties for the destruction of rattlesnakes and predatory animals; and declaring an emergency."

Referred to the Committee on Game and Fisheries.

By Mr. Lucas:

H. B. No. 315, A bill to be entitled "An Act making an appropriation for the payment of the Penitentiary Railroad Bonds, and interest thereon, and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. McAlister:

H. B. No. 316, A bill to be entitled "An Act providing for the payment of delinquent taxes to the Assessor and Collector of Taxes of the respective counties of the State of Texas in equal installments at the option of the taxpayer, the first payment to be due within 90 days after the effective date of the Act; requiring the Tax Assessor and Collector to furnish the taxpayer with a statement of his delinquent taxes, whereupon the taxpayer shall declare the method which he will adopt in the payment of such delinquent taxes; providing the penalty and interest be calculated up to the date of the first installment payment, after which no additional penalties or interest shall be added on the unpaid portion; providing for the issuance by the Tax Assessor-Collector of a receipt showing each installment payment and the balance due and for the crediting of such payment to the taxpayer's account on the delinquent tax roll. Providing for the apportionment of such taxes by the Tax Assessor-Collector; providing that the provisions of this Act shall not apply to any political division whose taxes are not assessed and collected by the County Tax Assessor-Collector; and providing the method whereby such political division or divisions may adopt the provisions of this Act; giving to delinquent taxpayers the benefit of any remission of penalties and interest by the Legislature; requiring the delinquent taxpayer to pay each year's delinquency in the chronological order; requiring the Tax Assessor-Collector to advertise in a newspaper of general circulation the effective date of this Act and the method of payment of delinquent taxes; providing this Act shall not affect existing delinquent tax suits; repealing all conflicting laws and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. McNamara:

H. B. No. 317, A bill to be entitled "An Act to amend Article 1302 of

the Revised Civil Statutes of Texas of 1925 by adding thereto a subdivision authorizing the creation of corporations for the purpose of establishing, owning, operating and managing a barber shop, a barber school, beauty parlor, beauty culture school, hairdressing and cosmetological shop, or similar and associated pursuits and occupations, either singly or in conjunction with one or more of said other shops, schools, or establishments, either as one or as several establishments on one or more premises, separately or together, all in accordance with all laws of the State of Texas governing said operation and management."

Referred to the Committee on Municipal and Private Corporations.

By Mr. Crosthwait, Mr. Blankenship, Mr. Hanna, Mr. Stinson, Mr. Reed of Dallas and Mr. Harris of Dallas:

H. B. No. 318, A bill to be entitled "An Act amending Article 2831 of the Revised Civil Statutes of the State of Texas by adding a new section to be known as Article 2831A, and providing for certain school fund balances not expended for the current year to be placed in the School Equalization Fund in certain counties in Texas having a population of not less than 390,000 and not more than 500,000 according to the last preceding Federal census, repealing all parts of laws in conflict and declaring an emergency."

Referred to the Committee on School Districts.

By Mr. Love:

H. B. No. 319, A bill to be entitled "An Act amending Article 7065a-13, Revised Civil Statutes of Texas, by adding thereto a new paragraph so as to authorize governmental agencies, either national, State, district, county or city, operating airports to collect refunds for gasoline sold and used in aircrafts; and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Harris of Hill, Mr. Pevehouse, Mr. Burkett, Mr. Crossley, Mr. Sharpe, Mr. Lowry, Mr. Reed

of Bowie, Mr. Mills, Miss Files, Mr. Evans, Mr. Little, Mr. Sallas, Mr. Hardeman, Mr. Matthews, Mr. Baker, Mr. Winfree, Mr. McCann, Mr. Fuchs, Mr. Morse, Mr. Favors, Mr. Hartzog, Mr. Anderson, Mr. Dwyer, Mr. Hoyo, Mr. Pace, Mr. Roark, Mr. Montgomery, Mr. Lyle, Mr. Allen, Mr. Heflin, Mr. Howard, Mr. Price, Mr. Ridgeway, Mr. Martin, Mr. Bundy, Mr. Dickson of Bexar and Mr. Celaya:

H. B. No. 320, A bill to be entitled "An Act providing for and regulating appropriations from moneys in the State Treasury not otherwise appropriated, to supplement local funds for the support, maintenance, operation, and improvement of the Public Junior Colleges of Texas as named in this Act; providing for an annual appropriation of \$325,000.00 for each of the fiscal years beginning September 1, 1941, and September 1, 1942, respectively, and for the allocation thereof; and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Boone and Mr. Love:

H. B. No. 321, A bill to be entitled "An Act amending Chapter 39, General Laws, 44th Legislature, Regular Session, to provide that where a divorce is granted, children of the marriage shall be supported until they reach the age of nineteen (19) years; and declaring an emergency."

Referred to the Committee on Judiciary and Uniform State Laws.

By Mr. Sharpe, Mr. Eubank, Mr. Moore, Mr. Connelly and Mr. Evans:

H. B. No. 322, A bill to be entitled "An Act providing for the deposit of moneys to the credit of a fund to be known as the 'Social Security Account'; creating the Social Security Account in the office of the State Treasury; providing for the allocation of the funds so accumulated; repealing all laws in conflict with this Act; and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Harris of Dallas, Mr. Morse and Mr. Reed of Dallas:

H. B. No. 323, A bill to be entitled "An Act providing that it shall be unlawful for any person, firm, partnership, association, or corporation to sell or offer for sale within the State of Texas any goods, wares or merchandise manufactured wholly or in part by convicts or prisoners in penal and reformatory institutions, except convicts or prisoners on parole or probation; providing exemptions, and penalties for the violation hereof; and declaring an emergency."

Referred to the Committee on Commerce and Manufactures.

By Mr. Harris of Dallas (by request):

H. B. No. 324, A bill to be entitled "An Act to protect the public health by the regulation of the practice of naturopathy; to create a naturopathic examining board; to adopt rules and regulations; defining the practice of naturopathy; to provide for naturopathic license in conformity with the approved definition of naturopathy, for registration and cancellation of license, and for reciprocity; to provide for the enforcement of this Act, and penalties for the violation of this Act; to provide for educational standards; to repeal all laws in conflict with this Act; and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. McAlister:

H. B. No. 325, A bill to be entitled "An Act amending Sections 13, 23 and 24 of Article 5068, Revised Civil Statutes of Texas, as amended by the 46th Legislature, 1939, Regular Session, Senate Bill Number 135, page 401, Chapter 6, by amending Section 13 thereof requiring the payment in full of the claims within a certain period, by associations operating under this act, and providing for notice of claims and further providing for the assessment of Twelve (12%) per cent penalty and reasonable attorney's fees for the prosecution and collection of claims against associations on certificates not paid within Sixty (60) days following demand of payment thereof, to be paid out of the expense funds of such

associations; further providing for the amendment of Section 23 of said Article 5068, defining burial associations and making provisions for the regulation thereof; authorizing organization thereof under Chapter 274, Acts of the 41st Legislature, 1929, Acts of the 46th Legislature, 1939, Senate Bill Number 135, and amendments thereof; providing for their operation under Chapter 274, Acts of the 41st Legislature, 1929, as amended by the Acts of the 1939, 46th Legislature, Regular Session, Senate Bill Number 135, making it unlawful for any individual, firms, copartnerships, corporations or associations other than those defined in this Act, to engage in the business of providing burial or funeral benefits, which in any event may be paid wholly or partially in merchandise or services; and further making it unlawful for any individual, firms, copartnerships, corporations or associations operating under this Act as burial associations, to conduct their business under the name of a life insurance company or advertise it as such. Further providing for certain provisions in the policies and/or certificates issued by burial associations and for the payment by said associations in cash or by merchandise and burial service; and further providing for Twelve (12%) per cent penalty and reasonable attorney's fees to be paid by the burial associations provided for in said Act, in the event of failure to pay benefits on policies within Sixty (60) days following demand for payment thereof; and declaring an emergency."

Referred to the Committee on Insurance.

By Mr. Fuchs, Mr. Howington, Mr. Crossley, Mr. Bundy, Mr. Hudleston, Mr. Manford, Mr. Dove, Miss Files and Mr. Alsup:

H. B. No. 326, A bill to be entitled "An Act amending subsection (c) of Section 13, House Bill 247, Chapter 44, Acts of the Regular Session of the 43rd Legislature, as amended by Section 12 of House Bill 749, Chapter 240, Acts of the Regular Session of the 44th Legislature, as amended by Section 1 of Senate Bill 179, Chapter 3, Acts of the Regu-

lar Session of the 46th Legislature, so as to require licensees to mix sufficient chemicals with motor fuel, upon which a refund of the tax may be claimed, before delivering same, or before appropriating same for use, to convert such motor fuel to a distinctive color as designated by the Comptroller; prohibiting the signing of an invoice or exemption unless such motor fuel has been colored; providing exceptions; making the failure to color such motor fuel as prescribed by the Comptroller a misdemeanor and providing the punishment therefor; and declaring an emergency."

Referred to the Committee on Agriculture.

By Mr. Lucas, Mr. Donald, Mr. Whitesides and Mr. Knight:

H. B. No. 327, A bill to be entitled "An Act making an appropriation out of the General Revenue Fund of the sum of Twenty-four Million Three Hundred and Twenty Thousand Dollars (\$24,320,000.00) to the State Department of Public Welfare Fund; making an appropriation out of the General Revenue Fund of the sum of Two Million, Five Hundred Thousand Dollars (\$2,500,000.00) to the accumulation fund of the Teachers' Retirement System of Texas; providing for the allocation of the moneys appropriated to the State Department of Public Welfare Fund; repealing all laws in conflict; and declaring an emergency."

Referred to the Committee on Appropriations.

ADDITIONAL SIGNERS OF HOUSE BILLS

By unanimous consent of the House the following Members were authorized to sign bills as coauthors of same, as follows:

Mr. Vale: House Bill No. 13.

Mr. Davis: House Bills Nos. 48 and 49.

COMMITTEE ON HIGHWAYS AND MOTOR TRAFFIC INSTRUCTED

Mr. Turner moved that the Committee on Highways and Motor Traffic be instructed to make a report on House Bill No. 160 today.

The motion prevailed by the following vote:

Yeas—96

Allen	Kinard
Avant	King
Bailey	Knight
Benton	Lansberry
Blankenship	Lehman
Brawner	Leyendecker
Brown	Lyle
Bruhl	McAlister
Bullock	McCann
Bundy	McDonald
Burnaman	McGlasson
Carlton	McLellan
Chambers	McNamara
Clark	McMurry
Cleveland	Markle
Connelly	Martin
Craig	Mills
Crosthwait	Montgomery
Daniel	Moore
Davis	Morgan
Deen	Murray
Dickson of Nolan	Nicholson
Donald	Pace
Dove	Parker
Duckett	Pevehouse
Dwyer	Phillips
Evans	Price
Ellis	Rampy
Favors	Reed of Bowie
Ferguson	Reed of Dallas
Files	Roark
Fitzgerald	Roberts
Fuchs	Rhodes
Gandy	Sallas
Garland	Sharpe
Goodman	Simpson
Hanna	Skiles
Hargis	Smith of Bastrop
Harris of Hill	Spacek
Heflin	Spangler
Henderson	Stinson
Hobbs	Stubbs
Hoyo	Turner
Huddleston	Wattner
Humphrey	Weatherford
Hutchinson	White
Jones	Whitesides
Kelly	
Kennedy	

Nays—42

Allison	Burkett
Alsup	Carrington
Baker	Cato
Bean	Celaya
Bell	Coker
Boone	Dickson of Bexar
Bray	Eubank
Bridgers	Gilmer

Halsey	Lowry
Hardeman	Lucas
Harris of Dallas	Manford
Helpinstill	Matthews
Hileman	Morris
Howington	Morse
Huffman	Ridgeway
Hughes	Senterfitt
Isaacks	Shell
Klingeman	Smith of Atascosa
Little	Stanford
Lock	Thornton
Love	Vale

Absent

Anderson	Hartzog
Colson, Mrs.	Winfree
Crossley	

Absent—Excused

Howard	Taylor
Kersey	Voigt
Manning	Walters

Mr. Morgan moved to reconsider the vote by which the Committee on Highways and Motor Traffic was instructed to make a report on H. B. No. 160 and to table the motion to reconsider.

The motion to table prevailed.

COMMUNICATION

The Speaker laid before the House and had read the following communication:

Austin, Texas, February 10, 1941.

Hon. Homer Leonard, Speaker of the House of Representatives, Austin, Texas.

Dear Sir: The roster for the Forty-seventh Legislature shows Kirby Kelly as an attorney, which is erroneous, as the highest position he has heretofore occupied has been that of an attorney's "flunkie" and secretary.

The writer wishes to apologize to the Members of the House and the Bar Association for this printer's error, and did not make the statement that he was an attorney to any person.

Regretting this error, I remain

Yours truly,

KIRBY KELLY,

Representative, 29th
District of Texas.

MESSAGE FROM THE SENATE

Austin, Texas, February 10, 1941.

Hon. Homer Leonard, Speaker of the House.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 42, A bill to be entitled "An Act providing for a supplemental scholastic census in school districts where there is an unusual increase in population due to proximity of National Defense Agencies; etc.; and declaring an emergency."

S. B. No. 97, A bill to be entitled "An Act amending Section 9 of Article IV of Chapter 495 of the Acts of the Third Called Session of the 44th Legislature, as amended by Senate Bill No. 42, Chapter V, Acts of the 46th Legislature; etc.; and declaring an emergency."

Has adopted

S. C. R. No. 12, Relative to a Joint Session for Hearing Alabama and Coushatti Indians.

H. C. R. No. 26, Designating the 19th day of February as Texas Statehood Day.

Respectfully,

BOB BARKER,

Secretary of the Senate.

RELATIVE TO HOUSE BILL
NO. 250

Mr. Halsey asked unanimous consent of the House to amend the caption of House Bill No. 250 to conform to the body of the bill.

There was no objection offered and it was so ordered.

RELATIVE TO HOUSE BILL
NO. 259

Mr. Clark asked unanimous consent of the House to amend the caption of House Bill No. 259 to conform to the body of the bill.

There was no objection offered and it was so ordered.

RELATIVE TO HOUSE BILL
NO. 266

Mr. Clark asked unanimous consent of the House to amend Section

1 of House Bill No. 266 so that said section shall read as follows:

"Section 1. Section 9 of Chapter 14 of the Acts of the Thirty-seventh Legislature, Special Laws of the First Called Session, Senate Bill No. 79, is hereby amended so as to read as follows:"

There was no objection offered and it was so ordered.

INVITING THE A CAPPELLA
CHOIR TO APPEAR BEFORE
THE LEGISLATURE

Mr. Goodman offered the following resolution:

H. C. R. No. 34, Inviting the A Cappella Choir of the North Texas State Teachers College to Appear before the Legislature.

Whereas, The A Cappella Choir of the North Texas State Teachers College is now on a State-wide tour; and

Whereas, this outstanding musical organization will appear in the City of Austin on the evening of February 17; and

Whereas, This same organization gave a most enjoyable program before the Forty-sixth Legislature; now therefore

Be it resolved by the House of Representatives, the Senate concurring, That the Senate and the House meet in joint session at 10:30 o'clock on the morning of February 18 in the Hall of the House of Representatives for the purpose of hearing the A Cappella Choir of the North Texas State Teachers College.

GOODMAN,
SKILES.

The resolution was read second time and was adopted.

AUTHORIZING THE LOAN OF
CERTAIN HIGHWAY
EQUIPMENT

Mr. Cato offered the following resolution:

H. C. R. No. 35, Authorizing the Loan of Certain Highway Equipment to the Public Schools of Weatherford.

Whereas, The State Highway Department of Texas has a large quantity of discarded guard wire in its

warehouse in Weatherford, Parker County, Texas; and

Whereas, The City Public School System of Weatherford is faced with a problem of caring for large crowds who attend various athletic meets, including those of county-wide and district-wide nature; and

Whereas, It will be necessary and important to said schools to fence the grounds where said meets are held; and

Whereas, It will be a great accommodation to such school, if said Highway Department permitted said school the use of the discarded wire hereinabove mentioned for the purposes of fencing the grounds; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the State Highway Department of Texas be authorized to lend to the School Board of the City of Weatherford, sufficient quantities of the discarded wire hereinabove mentioned for the purpose as hereinabove set out, said School Board to return wire upon request of the State Highway Department, and it is so resolved.

The resolution was read second time and was adopted.

TO PROVIDE FOR ADJOURN-
MENT SINE DIE

Mr. Kinard offered the following resolution:

H. C. R. No. 36, To Provide for Adjournment Sine Die.

Whereas, There remains 92 (ninety-two) days (including Sundays) of the Regular Session of the Legislature; and

Whereas, A great number of bills are on the calendar of both the House of Representatives and the Senate for consideration; and

Whereas, The Legislature should discharge its duty in the consideration and passage of such bills as within its wisdom may be advisable; and

Whereas, The said Legislature should adjourn promptly at the expiration of the one hundred and twenty (120) day period of said Regular Session; now

Therefore, be it resolved by the House of Representatives of the

Forty-seventh Legislature, the Senate concurring,

That the Regular Session of the Forty-seventh Legislature stand adjourned sine die at 12 o'clock noon, May 13, 1941.

The resolution was read second time.

On motion of Mr. Alsup, the resolution by Mr. Kinard was tabled.

PROVIDING FOR CERTAIN INVESTIGATION

Mr. Bray offered the following resolution:

H. S. R. No. 107, Providing for Certain Investigation.

Whereas, It is imperative in these times of world unrest, when the Democratic system of government is being attacked on every side, that the people of this State have faith in the integrity of their public officers and confidence in their State Government; and

Whereas, Charges and rumors are widespread over the State that certain officials of the State Government are corruptly administering their offices and are guilty of gross immorality in connection with the discharge of their duties; and

Whereas, The confidence of the people in the integrity of their State Government is thus being undermined and destroyed; and

Whereas, It is to the manifest interest of the people that such charges and rumors be investigated and their truth or falsity ascertained, to the end that the confidence of the people in their public officials and in their Government may be restored by the impeachment of those officers to be found guilty and the exoneration of those found to be innocent of the charges being circulated against them; now, therefore,

Be it resolved, by the House of Representatives of the Forty-seventh Legislature, That the Speaker of the House appoint a committee of five Members of the House to hear charges, investigate, summon witnesses and take evidence concerning the official conduct of any or all State officers and report such charges and evidence, together with the Committee's findings thereon, back to the House for such action

as the House may desire to take; one of said Committee to be appointed Chairman by the Speaker, and three members thereof to constitute a quorum for the transaction of the business of the Committee, said Committee to prepare articles of impeachment for the consideration of the House, in such instances as, in the opinion of the Committee, the evidence adduced before it warrants; said Committee to make its report to this Session of the Legislature if time permits, but if unable to complete such investigation before the end of this Session, said Committee shall report to the Speaker of the House at the earliest possible time; the necessary expenses of such Committee incurred in the making of such investigation to be paid out of the contingent expense fund of the 47th Legislature.

BRAY,
HEFLIN.

The resolution was read second time.

Mr. Heflin offered the following amendment to the resolution:

Amend H. S. R. No. 107 by substituting the following for all after the resolving clause:

Section 1. That the Speaker be, and he is hereby authorized to appoint a Committee of five Members of the House to sit at such times and places as may to said Committee seem necessary and proper, and the Committee shall make inquiry relative to law violations and the administration of all State laws and any of the matters pertaining to or affecting the revenues of the State Government and the expenditures of taxes, fees and assessments, and to inquire into any other affairs and activities of governmental departments and institutions of whatever kind and character, as such activities in any way affect the financial or other welfare of the Government and the citizens of Texas. Said Committee shall make a study of any irregularities, abuses, inequities and discriminations, and any other governmental activity, and shall have authority to investigate and inquire into any such matters.

Sec. 2. That said Committee shall have the power to formulate

its own rules of procedure and evidence, and to provide for its own hours of meeting, recessing and adjourning. Provided, however, that the rules of evidence to be followed shall be practically the same as followed in the courts of this State, and the Committee is authorized to hold executive sessions within its discretion, and then the Committee may be governed by the rules of evidence applicable to any grand jury inquiry in this State.

Sec. 3. That the committee shall have the power to issue process for witnesses to any place in this State, and to compel their attendance, and produce all books and records, and upon disobedience of any subpoena the said Committee shall have power to issue attachments which may be addressed to and served by either the sergeant at arms appointed by said Committee, or any sheriff or any constable of this State; and said Committee shall have authority to cite for contempt anyone disobeying said process and to punish for such contempt in the same manner as provided for by general law. Said Committee shall have power to inspect and make copies of any books, records, or files of the departments and institutions and any and all other instruments and documents pertinent to the matter under investigation by said Committee, including any county or political subdivision of this State, and shall also have power to examine and audit the books of any person, firm or corporation having dealings with departments and institutions and any and all officers or employees of the departments and institutions under investigation by said Committee. The Committee shall have power to administer oaths and affirmations and fix the bonds of attached witnesses; and the Committee shall further have all the powers necessary in order to accomplish the purposes for which it is appointed. Three members of such Committee shall constitute a quorum for the transaction of official business; but no subpoenas shall be issued or hearings had except upon the vote of at least three (3) members of such Committee.

Sec. 4. The witnesses attending under process shall be allowed the same mileage and per diem as is al-

lowed witnesses before any grand jury in this State.

Sec. 5. Said Committee shall have power and authority to employ and compensate all necessary investigators, auditors, clerks, stenographers and any other necessary employees, and it shall be the duty of said Committee to make and keep a record of its investigations.

Sec. 6. That said Committee may call upon the Attorney General's Department, Auditing Department and all other Departments for assistance and advice, and it shall be the duty of the Attorney General's Department to render opinions, give counsel and assistance to said Committee on request of Chairman or members of said Committee.

Sec. 7. That said Committee shall submit a report in writing to the Forty-seventh Legislature, or to any Called Session of the Forty-seventh Legislature, and make such recommendations as it may choose to make. The compensation and expenses herein provided for, incident to the work of such Committee, shall be paid out of the appropriation for mileage and per diem and contingent fund of the Forty-seventh Legislature and out of any fund otherwise appropriated by said Session of said Legislature for such purpose, upon sworn account of persons entitled to such pay, when approved by the Chairman of said Committee; and sufficient money is hereby appropriated out of the mileage and per diem and contingent fund of said Forty-seventh Legislature to meet the payment of such per diem and expenses of the members of said Committee, witnesses, fees and other expenses incident to said investigation.

Sec. 8. Said Committee may include in its report its recommendation of any legislation that should be enacted or other action that should be taken.

The amendment was adopted.

Mr. Dove moved that the resolution be referred to the Committee on State Affairs.

Mr. Heflin moved to table the motion to refer.

The motion to table prevailed.

Question then recurring on the resolution, as amended, it was adopted.

Mr. Heflin moved to reconsider the vote by which the resolution, as amended, was adopted, and to table the motion to reconsider.

The motion to table prevailed.

EXPRESSING APPRECIATION OF MEMBERS OF THE HOUSE

Mr. Sharpe offered the following resolution:

H. S. R. No. 111, Expressing Appreciation of Members of the House.

Whereas, Under the supervision of S. E. Barnett, the Prison Print Shop in Huntsville has compiled a roster of the Standing Committees of the Forty-seventh Legislature; and

Whereas, This booklet shows extreme care and thought in its planning and compilation; and

Whereas, It will be of great convenience to Members and Committees of the Forty-seventh Legislature; now therefore be it

Resolved by the House of Representatives of the Forty-seventh Legislature, That we express our thanks and appreciation to the Honorable S. E. Barnett and the men who worked under his supervision in the compilation and printing of this booklet; and be it further

Resolved, That the Chief Clerk of the House forward a copy of this resolution under the Seal of the House to the Honorable S. E. Barnett as a token of our appreciation.

SHARPE,
KELLY.

The resolution was read second time and was adopted.

PROVIDING FOR JOINT SESSION OF THE LEGISLATURE

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 12, Providing for Joint Session of the Legislature to Hear the Chiefs and Members of the Tribes of the Alabama and Coushatti Indians.

Whereas, The Chiefs of the Alabama and Coushatti Indians of Polk

County, together with members of these tribes, are in the halls of the Capitol; and

Whereas, These Indians have been at peace with the citizens of Texas for more than one hundred years; and

Whereas, These tribes were friends of the illustrious Sam Houston; and

Whereas, Their services to the Revolutionists were of great assistance to them; and

Whereas, They gave twenty-one men to the Army of the Confederacy; and

Whereas, Every able-bodied man in the village offered his services to the United States during the World War; and

Whereas, Our colleague, Senator Clem Fain, is the Second Chief of the Tribes; now, therefore, be it

Resolved, by the Senate of the State of Texas, the House of Representatives concurring, That the Chiefs and members of the Tribes of the Alabama and Coushatti Indians be invited to address a joint session of the Texas Legislature at 11:00 a. m., February 10th, 1941, and that the Chiefs and the members of the Tribes be granted the privileges of the floor of the Senate and the House of Representatives for this day.

The resolution was read second time and was adopted.

MESSAGE FROM THE GOVERNOR

The Speaker laid before the House and had read the following message from the Governor:

February 10, 1941.

To the Members of the Forty-seventh Legislature:

I think that my position with reference to the financing of the Social Security obligations of this State is well known. Over and over again I have expressed the opinion that all of these obligations should be paid and should be paid in full. Many times I have stated that I believed the taxes should be raised to meet these obligations and I have expressed a willingness to accept any reasonable tax bill which will accomplish this purpose. And my opinion

with reference to all of these matters remains unchanged.

I am definitely opposed to the idea of deficit financing. I believe that it is sound policy to hold the expenditures of the State within the revenue of the State. But, on the other hand, I recognize that it is within the power of the Texas Legislature, if they desire to do so, to pass appropriation bills to meet all of these bills and further expand the State deficit. I recognize the fact that many taxpayers of the State are pressing upon the Legislature the demand that no additional taxes be levied. Obviously, it is their desire to defer the payment of these obligations to some future time, on the theory that when the preparedness program is over we will be in a better position then to meet the obligations of the State than we are now.

My personal opinion is that this is absolutely unsound in theory. I believe that when the preparedness program is over, probably four or five years from now, and the artificial spending power created by the emergency expenditure of billions upon billions of Federal money, that the State will face almost inevitably a period of severe depression when the demand for relief and the demand for the use of Social Security funds will be far greater than they are today and that the business of the State will probably be in a period of unprecedented depression. It is, therefore, my judgment that meeting these obligations by deficit spending is unwise, but again I recognize the fact that it is only within the province of the Governor to recommend, and if the Legislature elects to meet these obligations by deficit spending, it is within the province of the Legislature to so determine.

But, if this policy is to be followed, then I insist that there be no discrimination in the meeting of the obligations of the State. I think we should meet the obligation to teacher retirement, old age assistance, dependent children and to the blind, and we should meet them all at one time regardless of the method we adopt to meet them.

In order that the Legislature may have an opportunity to determine a definite policy of what it wants to do in meeting these obligations, I

now submit to the Legislature as emergency legislation the subject of appropriating out of the general fund of this State, Twenty-six Million Eight Hundred Twenty Thousand Dollars (\$26,820,000) annually for the purpose of meeting the State's obligation to teacher retirement, old age assistance, aid to the blind and aid to destitute children. And I attach to this message and make a part of this message, a bill drafted to accomplish this purpose.

Respectfully submitted,
W. LEE O'DANIEL,
Governor of Texas.

Text of bill as submitted by Governor in the above message:

A BILL

To Be Entitled

An Act providing for the deposit of moneys to the credit of a fund to be known as the "Social Security Account"; creating the Social Security Account in the office of the State Treasury; providing for the allocation of the funds so accumulated; repealing all laws in conflict with this Act; and declaring an emergency.

Whereas, the people of Texas on August 24, 1935, adopted an amendment to the Constitution of this State authorizing the payment of old age assistance; and

Whereas, No adequate provision has been made to provide the funds for old age assistance and as a result we have thousands of old people in this State who are today suffering because of the failure of the Government to carry out its obligation; and

Whereas, It will require in excess of Twenty-one Million, Three Hundred and Twenty Thousand Dollars (\$21,320,000) in addition to funds now available to meet this obligation in accordance with the standards set by the Acts of the Forty-sixth Legislature; and

Whereas, On August 23, 1937, the people adopted an amendment to the Constitution of this State authorizing aid to the needy blind; it will require at least Five Hundred Thousand Dollars (\$500,000) annually to meet said obligation and thus far

no appropriation has been made to accomplish this purpose; and

Whereas, On August 23, 1937, the people adopted an amendment to the Constitution of this State authorizing aid to the extent of One Million Five Hundred Thousand (\$1,500,000) annually to care for dependent children and thus far no appropriation has been made to meet this obligation; and

Whereas, The people of Texas in November, 1936, adopted an amendment to the Constitution of Texas authorizing the Legislature to establish a Teacher Retirement System; and

Whereas, The Regular Session of the Forty-fifth Legislature in 1937 did establish the Teacher Retirement System; and

Whereas, The teachers of Texas beginning September 1, 1937, have been and are continuing to contribute five per cent (5%) of their monthly salary to said fund now amounting to approximately Nine Million Dollars (\$9,000,000); and

Whereas, The State of Texas has thus far failed to provide for its part of the Teacher Retirement Fund as provided in the Constitution of the State and the statutes thereof; therefore,

Be It Enacted by the Legislature of the State of Texas:

Section 1. There is hereby created in the office of the State Treasurer an account to be known as the "Social Security Account."

Sec. 2. From and after the effective date of this Act the Treasurer of the State of Texas, as he receives any and all moneys from all sources of revenue for the use and benefit of and which under present laws would go into the General Fund of the State, shall annually, and before depositing any such moneys to the credit of the General Fund of the State, set apart out of the first moneys thus received the sum of Twenty-six Million Eight Hundred and Twenty Thousand Dollars (\$26,820,000) and deposit said sum to the credit of the "Social Security Account."

Sec. 3. Out of the first money paid into the said "Social Security Account," the Treasurer shall transfer annually to the credit of the

State Accumulation Fund of the Teacher Retirement System of Texas Three Million Five Hundred Thousand (\$3,500,000) until such time as the total amount on deposit to the credit of said fund shall equal the sum of all amounts which have by then been contributed and deposited by the members of said Teacher Retirement System. After such time it shall be the duty of the Treasurer of the State of Texas to transfer annually to the State Accumulation Fund of the Teacher Retirement System only such amount as will be necessary to meet current payments made by members of the said Teacher Retirement System.

Sec. 4. After transferring the moneys necessary to meet the requirements of the Teacher Retirement System as provided in Section 3, it shall be the duty of the State Treasurer on the first day of each month thereafter to transfer to the State Department of Public Welfare Fund all moneys which have accumulated in the "Social Security Account"; and the funds so transferred to the State Department of Public Welfare Fund shall be used by the State Department of Public Welfare as follows: Twenty-one Million Three Hundred Twenty Thousand Dollars (\$21,320,000) annually shall be used to supplement other funds now being collected for the purpose of paying old age assistance; One Million Five Hundred Thousand Dollars (\$1,500,000) annually shall be used for the care of destitute children as provided in Section 51-d of Article III of the Constitution of this State; and Five Hundred Thousand Dollars (\$500,000) annually shall be used for the care of the needy blind as provided in Section 51-c of Article III of the Constitution of this State.

Sec. 5. All laws and parts of laws in conflict herewith are hereby repealed.

Sec. 6. The fact that the State of Texas has thus far failed to meet its obligation to provide the State's portion of the cost of the Teacher Retirement System, the further fact that it has failed to make provision for the care of destitute children and care of the needy blind as provided in the Constitution of this State, and it has failed to provide the money

to pay old age assistance as provided for in the Constitution of Texas and as provided for by the Acts of the last Session of the Legislature, creates an emergency and an imperative public necessity that the Constitutional Rule requiring all bills to be read on three several days in each House of the Legislature, be and the same is hereby suspended and that this Act shall be effective immediately from and after its passage, and it is so enacted.

COMMITTEE APPOINTED TO ESCORT GOVERNOR W. LEE O'DANIEL TO SPEAKER'S STAND

The Speaker announced the appointment of the following Committee to escort Governor W. Lee O'Daniel to Speaker's stand:

Messrs. Anderson, Coker, Kelly, Sallas and Knight.

PRESENTATION OF ALABAMA AND COUSHATTI INDIANS

(In Joint Session)

In accordance with the provisions of Senate Concurrent Resolution No. 12, adopted by the House and Senate, Inviting the Alabama and Coushatti Indians to Appear before a Joint Session of the Legislature at 11:00 o'clock a. m., today, the Honorable Senators, escorted by Hon. Bob Barker, Secretary of the Senate, were announced at the bar of the House and, being duly admitted, occupied seats prepared for them along the aisle.

Lieutenant Governor Coke R. Stevenson occupied a seat on the Speaker's stand.

The members of the Tribes of the Alabama and Coushatti Indians, accompanied by Senator Clem Fain of Livingston, were announced at the bar of the House and, being duly admitted, were escorted to the Speaker's stand.

Lieutenant Governor Coke R. Stevenson called the Senate to order and stated that the two Houses were in Joint Session for the purpose of hearing the Alabama and Coushatti Indians of Polk County.

Honorable Homer Leonard, Speak-

er, called the House of Representatives to order.

The Lieutenant Governor directed the Clerk to call the roll of the Senate.

The roll of the Senate was called and the following Senators were present:

Aikin	Mauritz
Beck	Metcalfe
Brownlee	Moffett
Cotten	Moore
Fain	Ramsey
Formby	Shivers
Graves	Smith
Hazlewood	Stone
Hill	Sulak
Isbell	Van Zandt
Kelley	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York
Martin	

Absent—Excused

Brownlee	Spears
----------	--------

A quorum of the Senate was announced present.

Speaker Leonard directed the Clerk to call the roll of the House.

The roll of the House was called and the following Members were present:

Mr. Speaker	Chambers
Allen	Clark
Alsup	Cleveland
Allison	Coker
Anderson	Colson, Mrs.
Avant	Connelly
Bailey	Craig
Baker	Crossley
Bean	Crothwait
Bell	Daniel
Benton	Davis
Blankenship	Deen
Boone	Dickson of Bexar
Brawner	Dickson of Nolan
Bray	Donald
Bridgers	Dove
Brown	Duckett
Bruhl	Dwyer
Bullock	Ellis
Burkett	Eubank
Burnaman	Evans
Carlton	Favors
Carrington	Ferguson
Cato	Files
Celaya	Fitzgerald

Fuchs	McMurry
Gandy	Manford
Garland	Markle
Gilmer	Martin
Goodman	Matthews
Halsey	Mills
Hanna	Montgomery
Hardeman	Moore
Hargis	Morgan
Harris of Dallas	Morris
Harris of Hill	Morse
Hartzog	Murray
Heflin	Nicholson
Helpinstill	Pace
Henderson	Parker
Hileman	Pevehouse
Hobbs	Phillips
Howington	Price
Hoyo	Rampy
Huddleston	Reed of Bowie
Huffman	Reed of Dallas
Hughes	Ridgeway
Humphrey	Roark
Hutchinson	Roberts
Isaacks	Rhodes
Jones	Sallas
Kelly	Senterfitt
Kennedy	Sharpe
Kinard	Shell
King	Simpson
Klingeman	Skiles
Knight	Smith of Bastrop
Lansberry	Smith of Atascosa
Lehman	Spacek
Leyendecker	Spangler
Little	Stanford
Lock	Stinson
Love	Stubbs
Lowry	Thornton
Lucas	Turner
Lyle	Vale
McAlister	Wattner
McCann	Weatherford
McDonald	White
McGlasson	Whitesides
McLellan	Winfree
McNamara	

Absent

Bundy

Absent—Excused

Howard	Taylor
Kersey	Voigt
Manning	Walters

A quorum of the House was announced present.

(Mr. Ferguson in the Chair.)

At 11:10 o'clock a. m., Governor W. Lee O'Daniel and party, escorted

by Messrs. Anderson, Coker, Kelly, Sallas and Knight, Committee on the part of the House, were announced at the bar of the House and, being admitted, were escorted to seats on the Speaker's stand.

(Speaker in the Chair.)

Honorable Homer Leonard, Speaker, presented Senator Clem Fain of Livingston who in turn presented the various members of the Tribes to the Joint Session and the assemblage.

SENATE RETIRES

At the conclusion of the presentation, the Senate at 11:40 o'clock a. m., retired to its Chamber.

HOUSE BILL NO. 199 ON SECOND READING

On the motion of Mr. McNamara the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment, House Bill No. 199.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 199, A bill to be entitled "An Act to repeal Section 20 of Chapter 76 of Acts 1931, Forty-fourth Legislature, Regular Session, as amended by Section 1, Chapter 15 of Acts 1937, Forty-fifth Legislature, Regular Session, as amended by Section 1 of H. B. 831, page 500, of Acts 1939, Forty-sixth Legislature, Regular Session, and declaring an emergency."

The bill was read second time.

Mr. McNamara offered the following committee amendments to the bill:

Amend House Bill No. 199 by striking out the figures "1931" in the caption and inserting in lieu thereof the figures "1935."

Amend House Bill No. 199 by striking out the figures "831" in the caption and inserting in lieu thereof the figures "851."

The committee amendments were severally adopted.

Mr. Hardeman moved that further

consideration of House Bill No. 199 be postponed until next May 1.

Mr. Lock moved that the House adjourn until 10:00 o'clock a. m. tomorrow.

Question recurring on the motion to adjourn, yeas and nays were demanded.

The motion to adjourn was lost by the following vote:

Yeas—36

Alsup	Lock
Anderson	Lowry
Benton	Lucas
Bray	McAlister
Brown	McGlasson
Bundy	McNamara
Cato	McMurry
Clark	Markle
Coker	Martin
Davis	Morse
Ferguson	Nicholson
Fuchs	Pace
Goodman	Parker
Harris of Hill	Ridgeway
Henderson	Roark
Jones	Roberts
Kennedy	Rhodes
Kinard	Vale

Nays—97

Allen	Dove
Allison	Duckett
Avant	Evans
Bailey	Ellis
Baker	Eubank
Bean	Favors
Bell	Files
Blankenship	Fitzgerald
Boone	Gandy
Brawner	Garland
Bridgers	Gilmer
Bruhl	Halsey
Bullock	Hanna
Burkett	Hardeman
Burnaman	Hargis
Carlton	Harris of Dallas
Carrington	Heflin
Chambers	Helpinstill
Cleveland	Hileman
Colson, Mrs.	Hobbs
Connelly	Howington
Craig	Huddleston
Crossley	Huffman
Crothwait	Hughes
Daniel	Hutchinson
Deen	Isaacks
Dickson of Bexar	Kelly
Donald	

King	Price
Klingeman	Rampy
Knight	Reed of Bowie
Lansberry	Reed of Dallas
Lehman	Sallas
Leyendecker	Senterfitt
Little	Sharpe
Love	Simpson
McCann	Skiles
McDonald	Smith of Bastrop
McLellan	Smith of Atascosa
Manford	Spacek
Matthews	Spangler
Mills	Stanford
Montgomery	Stubbs
Moore	Thornton
Morgan	Wattner
Morris	Weatherford
Murray	White
Pevehouse	Whitesides
Phillips	Winfree

Absent

Celaya	Humphrey
Dickson of Nolan	Lyle
Dwyer	Shell
Hartzog	Stinson
Hoyo	Turner

Absent—Excused

Howard	Taylor
Kersey	Voigt
Manning	Walters

Mr. Morris moved the previous question on the motion to postpone further consideration of House Bill No. 199 until next May 1, and the main question was ordered.

Mr. McDonald moved to suspend the Rules in order that a substitute motion to postpone further consideration of House Bill No. 199 may be made.

The motion to suspend the Rules was lost.

Mr. Winfree moved to suspend the Rules in order that Mr. Nicholson might be heard on the bill.

The motion prevailed.

Mr. Hardeman asked unanimous consent of the House that the motion be changed so as to make the date of postponement of the bill next April 1st instead of May 1st.

There was no objection offered and it was so ordered.

Question then recurring on the motion to postpone further consideration of House Bill No. 199 until next April 1st, it prevailed.

Mr. Morris moved to reconsider the vote by which the motion to postpone H. B. No. 199 prevailed, and to table the motion to reconsider.

The motion to table prevailed.

RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled resolution:

S. C. R. No. 12, Inviting the Alabama and Coushatti Indians to Appear before a Joint Session of the Legislature.

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. B. No. 97, to the Committee on Banks and Banking.

S. B. No. 42, to the Committee on Education.

ADJOURNMENT

On motion of Mr. Celaya, the House at 12:25 o'clock p. m. adjourned until 10:00 o'clock a. m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following Committees have filed favorable reports on bills as follows:

Banks and Banking: S. B. No. 97.

Education: H. B. No. 145 and S. B. No. 38.

Public Lands and Buildings: H. B. No. 2.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Austin, Texas, February 6, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 207, A bill to be entitled "An Act validating certain County Line Independent School Districts; providing for the continuance in office of the Board of Trustees of such County Line Independent School Districts as same existed immediately prior to increasing the area of such districts, until the expiration of the respective terms of the members thereof, and providing that their successors shall be elected as provided by the General Laws for the election of trustees in County Line Independent School Districts incorporated for school purposes only; providing for the validating of all acts of the Board of Trustees of any such County Line Independent School District in connection with the ordering of an election or elections and declaring the results thereof, and in attempting or purporting to levy taxes for and on behalf of such County Line Independent School District with its increased area and providing for the validating of all contracts and other acts of such Board of Trustees, otherwise legal, heretofore made on behalf of such district with increased territory; providing that nothing in this Act shall in any wise affect any local maintenance tax or taxes for bonded purposes heretofore voted on any part of the territory included within the bounds of any such County Line Independent School District within the increased area; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 7, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 208, A bill to be entitled "An Act providing for the execu-

tion of an agreement to extend the Interstate Compact to Conserve Oil and Gas; prescribing the form of the agreement; prescribing procedure for withdrawal from the Compact; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 7, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 241, A bill to be entitled "An Act authorizing the Trustees of the Crosbyton Independent School District in Crosby County, Texas, to borrow money in a sum not to exceed Ten Thousand Dollars (\$10,000) for the purpose of supplementing money on hand with which to pay outstanding obligations and to refinance and liquidate outstanding and past due indebtedness of said District, and to issue interest-bearing time warrants therefor, without an election; prescribing the terms and conditions for the issuance of said time warrants; providing for the levying of a tax to pay same; prescribing the terms and conditions and the rate of interest of said time warrants; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 7, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 250, A bill to be entitled "An Act to fix the minimum rate of tax to be levied for school purposes in the Crosbyton Independent School District in Crosby County, Texas, for the purpose of maintenance, payment of bonded indebtedness, and payment of such time warrants as may be legally authorized and issued by said District; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 7, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 259, A bill to be entitled "An Act amending Chapter 73, General Laws of the Regular Session of the Forty-fourth Legislature, so as to fix the maximum rate of tax to be levied for school purposes in all independent school districts which include within their limits a city or town which according to the latest Federal Census has a population of not fewer than five thousand, eight hundred and fifteen (5,815) and not more than five thousand, eight hundred and thirty-five (5,835) inhabitants, whether organized under General or Special Law; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 7, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 266, A bill to be entitled "An Act amending Section 9, Chapter 14, of the Acts of the Thirty-seventh Legislature, Special Laws of the First Called Session, Senate Bill No. 79, so as to give compensation to the members of the Board of Equalization of the Mineral Wells Independent School District; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 7, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 304, A bill to be entitled "An Act applying only to independ-

ent school districts in counties having a population of not less than three thousand, seven hundred and fifty (3,750) and not more than three thousand, eight hundred and fifty (3,850) according to the last preceding Federal Census; authorizing said school districts to fund into time warrants all outstanding obligations of said school districts which existed on July 1, 1940; prescribing the terms and conditions of issuance of said time warrants; authorizing said school districts to borrow money in a sum not to exceed Seven Thousand Dollars (\$7,000) with which to pay certain outstanding obligations; providing for the levying of a tax to pay the same and fixing the rate of interest thereon; prescribing the terms and conditions of said time warrants; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 7, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 165, A bill to be entitled "An Act granting to the City of Corpus Christi, Texas, all right, title, and interest of the State of Texas to certain land hitherto submerged by the waters of Corpus Christi Bay; ratifying and confirming exchanges and conveyances of property within the area to certain private owners; reserving the minerals unto the State; declaring that the Act shall be cumulative of former grants and authorities; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 10, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 35, Authorizing the State Highway Department of Texas to Lend to the School Board of the

City of Weatherford, Sufficient Quantities of the Discarded Wire in its Warehouse in Weatherford to Fence the School Grounds.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 10, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 34, Providing for a Joint Session to hear the A Cappella Choir of the North Texas State Teachers College.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

NINETEENTH DAY

(Tuesday, February 11, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Celaya
Allen	Chambers
Allison	Clark
Alsup	Cleveland
Anderson	Coker
Avant	Colson, Mrs.
Bailey	Connelly
Baker	Craig
Bean	Crossley
Bell	Crothwait
Benton	Daniel
Blankenship	Deen
Boone	Dickson of Bexar
Brawner	Dickson of Nolan
Bray	Donald
Bridgers	Dove
Brown	Duckett
Bruhl	Dwyer
Bullock	Ellis
Bundy	Evans
Burkett	Favors
Burnaman	Ferguson
Carlton	Files
Carrington	Fitzgerald
Cato	Fuchs